

UNITED STATES DISTRICT COURT

Middle District of North Carolina

DIRECTV, INC.,

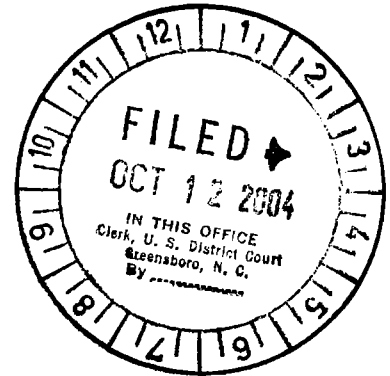
Plaintiff,

v.

RICHARD BASS, EMMA
BROADNAX CHARLES E.
BRUMFIELD, RAYFORD CAUBLE,
DONNIE CURRY, CLARENCE
LAUGHLIN, JONATHAN
MCCRABEY, JERRY POE, and
ARNOLD PUGH,

Defendants.

#1:03CV00448



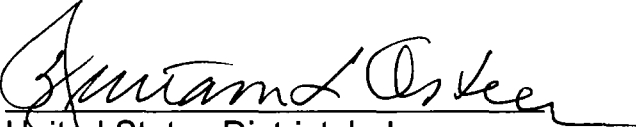
O-R-D-E-R

On August 5, 2004, in accordance with 28 U.S.C. § 636(b), the Recommendation of the United States Magistrate Judge was filed and notice was served on Plaintiff and a copy was given to the court.

Within the time limitation set forth in the statute, Plaintiff objected to the Recommendation.

The court has appropriately reviewed the portions of the Magistrate Judge's report to which objection was made and has made a de novo determination which is in accord with the Magistrate Judge's report. The court hereby adopts the Magistrate Judge's Recommendation.

IT IS THEREFORE ORDERED that Defendants Curry, Pugh and Laughlin's motions to dismiss (docket nos. 6, 24, & 26) be **GRANTED IN PART** and **DENIED IN PART**. The motions are **DENIED** as to Count 2, the § 2511 claim, and **GRANTED** as to Count 3, the § 2512 claim and Count 5 alleging conversion under North Carolina state law.


United States District Judge

October
~~September~~ 12, 2004